



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Britt Yenne and Dave Burton

Serial No. 10/014,107

Filed: December 10, 2001

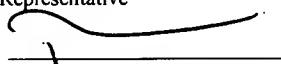
For: COMPUTER SOFTWARE
RUN-TIME ANALYSIS
SYSTEMS AND METHODS

§ Group Art Unit: 2192
§
§ Examiner: Hoang Vu A Nguyen Ba
§
§ Atty. Dkt. No.: 5760-00901
§
§

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below:

B. Noel Kivlin
Registered Representative

10-12-05
Date


Signature

RESPONSE TO NOTICE OF ABANDONMENT MAILED SEPTEMBER 29, 2005

Commissioner for Patents
Mail Stop: ISSUE FEE
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

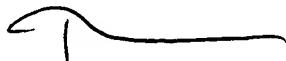
Applicant hereby submits this Response to the Notice of Abandonment to request withdrawal of the holding of abandonment indicated by the Notice of Abandonment mailed on September 29, 2005. The Notice of Abandonment indicates the application went abandoned due to failure to timely pay the issue fee.

However, on August 4, 2005 Applicants mailed the Issue Fee Transmittal form PTOL-85B. The Issue Fee Transmittal form also indicated that payment of the issue fee and publication fee was authorized via deposit account. These papers included a proper Certificate of Mailing indicating that they were mailed by first class U.S. mail to the USPTO on August 4, 2005. The issue fee was not due until August 17, 2005. Therefore, the issue fee was timely paid. In support of this Petition, a copy of the Issue Fee Transmittal, a copy of the Statement Regarding Change From Small Entity Status, and a copy of the return-receipt postcard indicating that these papers were received by the USPTO are enclosed.

Applicants respectfully request that the holding of abandonment be withdrawn and the above-captioned application be allowed to proceed to issuance.

The Commissioner is authorized to charge any required fee or credit any overpayment to Meyertons, Hood, Kivlin, Kowert & Goetzel, P.C. deposit account no.: 501505/5760-00901/BNK.

Respectfully submitted,



B. Noël Kivlin
Attorney for Applicant
Reg. No. 33,929

Meyertons, Hood, Kivlin, Kowert & Goetzel
P.O. Box 398
Austin, Texas 78767-0398
Ph: (512) 853-8800
Date: 10-12-05



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Britt Yenne and Dave Burton

Serial No. 10/014,107

Filed: December 10, 2001

For: Computer Software Run-Time
Analysis Systems and Methods

§ Group Art Unit: 2192

§ Examiner: Hoang Vu A Nguyen Ba

§ Atty. Dkt. No.: 5760-00901

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B. Noël Kivlin
Registered Representative

8-4-05

Date

Signature

STATEMENT REGARDING CHANGE FROM SMALL ENTITY STATUS

Commissioner for Patents
Maintenance Fee Payment
P.O. Box 371611
Pittsburgh, PA 15250-1611

Dear Sir:

Patentee is no longer entitled to small entity status in the above-referenced patent.

No fees are believed necessary; however if any fees are required, the Commissioner is hereby authorized to immediately charge the fees or credit any overpayment to Meyertons, Hood, Kivlin, Kowert & Goetzel, P.C. Deposit Account No. 501505/576000901.

Respectfully submitted,

B. Noël Kivlin
Attorney for Applicant
Reg. No. 33,929

Meyertons, Hood, Kivlin, Kowert & Goetzel
P.O. Box 398
Austin, Texas 78767-0398
Ph: (512) 853-8800
Date: 8-4-05



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
INVENTOR(S): Britt Yenne and Dave Burton
ASSIGNEE: Sun Microsystems, Inc.
SERIAL NO.: 10/014,107
FILING DATE: December 10, 2001
TITLE: Computer Software Run-Time Analysis Systems and Methods
ATTORNEY DOCKET: 5760-00901

The date stamp of the mail room of the U.S. Patent and Trademark Office hereon will acknowledge receipt of the attached 1) Issue Fee Transmittal Form PTOL-85B; 2) Statement Regarding Change from Small Entity Status; and 3) Return Postcard.

BNK\ka

Via First Class Mail

date:

8/14/05

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
INVENTOR(S): Britt Yenne and Dave Burton
ASSIGNEE: Sun Microsystems, Inc.
SERIAL NO.: 10/014,107
FILING DATE: December 10, 2001
TITLE: Computer Software Run-Time Analysis Systems and Methods
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